

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

SHELBY WINNING,

Plaintiff,

V.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 5:07CV3688

JUDGE KATHLEEN O'MALLEY

ORDER

Before the Court is Defendant Michael J. Astrue, Commissioner of Social Security's (the "Commissioner"), *Motion to Remand* (Doc. 9). Magistrate Judge David S. Perelman has filed a Report and Recommendation ("R&R") recommending that the Court grant the Commissioner's *Motion to Remand* for good cause shown. Though the time to object to the R&R has not yet passed, plaintiff's counsel has informed the Court that plaintiff does not object to a remand. The Court, moreover, agrees with the Magistrate Judge's finding that the Commissioner has shown good cause to remand. Accordingly, Magistrate Judge Perelman's R&R is **ADOPTED**, the "Commissioner's *Motion to Remand* (Doc. 9) is **GRANTED**, and the matter is **REMANDED** for further administrative action pursuant to section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

IT IS SO ORDERED.

s/Kathleen M. O'Malley
KATHLEEN McDONALD O'MALLEY
UNITED STATES DISTRICT JUDGE

Dated: February 14, 2008